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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 BENJAMIN GALECKI,
14 Defendant.

Case No. 2:15-cr-00285-APG-EJY-2

**Joint Stipulation for Extension of
Time to File Defendant's Response
to the Government's Motion to
Substitute and Forfeit Property
(ECF No. 582)
(Fourteenth Request)**

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18 The parties, through their respective counsel, request the current
19 March 7, 2023, deadline for Mr. Galecki's Response to the Government's Motion
20 to Substitute and Forfeit Property be extended by 90 days, with the deadline
21 reset for June 5, 2023.

22 Counsel for the government, Mr. Galecki, and co-defendant Charles Burton
23 Ritchie are still negotiating the terms of a stipulation that addresses for final
24 resolution the substitution and forfeiture issues before the Court and, if
25 successful, would negate the need for Mr. Galecki to file a Response. Despite
26 meaningful and continued positive progress in the parties' negotiations, a

1 significant event concerning key assets at issue requires additional time to
2 resolve these negotiations.

3 Specifically, Mr. Galecki's counsel has been advised that Co-Defendant
4 Burton Ritchie is in the final stages of resolving his divorce from Stephanie
5 Ritchie in Utah state court. The Ritchies' divorce proceedings will finalize their
6 mutual agreements as to separation of marital assets. The Ritchies' separation
7 of marital assets in Utah state court will necessarily impact the assets subject to
8 forfeiture in this case, including the Ritchies' Fidelity Investment Account (a
9 critical cash asset to pay the forfeiture sum) and the Ritchies' Las Vegas
10 condominium (an asset which has been forfeited and the instant parties are
11 negotiating as a forfeitable asset in the event of a shortfall of funds to pay the
12 forfeiture sum). This development requires revising the parties' draft stipulation
13 regarding allocation of assets to satisfy the forfeiture sum in this case to comport
14 with the Ritchies' agreement as to their asset division in Utah state court.

15 Additional time is thus requested to (1) allow the parties to continue their
16 negotiations, (2) revise the draft stipulation to comport with the Ritchies'
17 agreement as to the division of assets in Utah state court, and (3) submit a joint
18 stipulation to this Court for consideration to resolve the forfeiture proceedings.
19 If, however, these negotiations do not succeed, Mr. Galecki will file his Response
20 to the Government's Motion to Substitute and Forfeit Property (ECF No. 582),
21 present his own proposed forfeiture order for the Court's consideration, or submit
22 any other necessary motion for the Court's consideration.

23 Counsel do not make this request for purposes of delay but act with
24 diligence and for the purpose of resolving the final forfeiture order in an efficient
25 manner without extended litigation and without unnecessarily taxing judicial
26 resources.

1 Counsel thus respectfully jointly request a 90-day extension of
2 Mr. Galecki's Response due date.

3 This is the fourteenth request for an extension of time.

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5 DATED this 2nd day of March, 2023.

6 RENE L. VALLADARES
7 Federal Public Defender

JASON FRIERSON
United States Attorney

8 *s/ Amy B. Cleary*
9 By _____
10 AMY B. CLEARY
Assistant Federal Public Defender

s/ Daniel D. Hollingsworth
By _____
DANIEL D. HOLLINGSWORTH
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 BENJAMIN GALECKI,

7 Defendant.
8

Case No. 2:15-cr-00285-APG-EJY-2

Order Resetting Deadline for

Defendant's Response to the

Government's Motion to Substitute

and Forfeit Property (ECF No. 582)

9 **IT IS HEREBY ORDERED** that the current March 7, 2023, deadline for
10 Defendant's Response to the Government's Motion to Substitute and Forfeit
11 Property (ECF No. 582) is vacated, extended by 90 days, and reset for
12 June 7, 2023, by which Mr. Galecki shall either submit his Response, any other
13 filing he deems appropriate, or a signed stipulation by all the relevant parties
14 resolving the forfeiture issues.

15 **Dated** this 6th day of March, 2023.

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18 UNITED STATES DISTRICT COURT JUDGE